



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

April 15, 1996

Ms. Linda Oakes  
Custodian of Records  
City of League City  
Police Department  
500 West Walker Street  
League City, Texas 77573

OR96-0549

Dear Ms. Oakes:

You ask whether certain information is subject to required public disclosure under the Open Records Act, chapter 552 of the Government Code. Your request was assigned ID#39204.

The City of League City (the "city") received a request for part of a certain offense report. You inform us that the city released a portion of the report.<sup>1</sup> The city asserts that the information at issue is excepted from required public disclosure based on section 552.101 of the Government Code.

Section 552.101 excepts from required public disclosure information considered to be confidential by law, including information made confidential by judicial decision. This exception applies to information made confidential by the common-law right to privacy. *Industrial Found. v. Texas Indus. Accident Bd.*, 540 S.W.2d 668 (Tex. 1976), *cert. denied*, 430 U.S. 931 (1977). Information may be withheld under section 552.101 in conjunction with the common-law right to privacy if the information contains highly intimate or embarrassing facts about a person's private affairs such that its release would be highly objectionable to a reasonable person and if the information is of no legitimate concern to the public. *See id.*

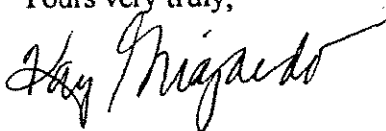
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<sup>1</sup>We note that the "Details" portion of the offense report narrative that you say you released to the requestor contains private information that is excepted from required public disclosure pursuant to section 552.101 of the Government Code. *Industrial Found. v. Texas Indus. Accident Bd.*, 540 S.W.2d 668 (Tex. 1976), *cert. denied*, 430 U.S. 931 (1977), Open Records Decision No. 611 (1992).

We agree that the requested information is protected from disclosure pursuant to the common-law right to privacy. See Open Records Decision No. 611 (1992). Accordingly, the city must withhold the information from public disclosure based on section 552.101 of the Government Code.

We are resolving this matter with this informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and may not be relied upon as a previous determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read "Kay Guajardo", with a stylized flourish at the end.

Kay Guajardo  
Assistant Attorney General  
Open Records Division

KHG/ch

Ref.: ID# 39204

Enclosures: Submitted documents

cc: Mr. Rudy Reyes  
2016 Cutter  
League City, Texas 77573  
(w/o enclosures)